

CHAPTER 93**REGULATION OF HOSPITALS
AND HEALTH CARE FACILITIES***H.F. 528*

AN ACT relating to the regulation of hospitals and health care facilities by the department of inspections and appeals, including investigations of complaints against health care facilities and rules relating to authentication of certain orders by practitioners, and providing an immediate effective date.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 135B.7A, Code 2007, is amended to read as follows:
135B.7A PROCEDURES — ORDERS.

The department shall adopt rules that require hospitals to establish procedures for authentication of medication and standing all verbal orders by a practitioner within a period not to exceed thirty days following a patient's discharge.

Sec. 2. Section 135C.38, subsection 1, paragraph a, Code 2007, is amended to read as follows:

a. Upon receipt of a complaint made in accordance with section 135C.37, the department or resident advocate committee shall make a preliminary review of the complaint. Unless the department or committee concludes that the complaint is intended to harass a facility or a licensee or is without reasonable basis, it the department or committee shall within twenty working days of receipt of the complaint make or cause to be made an on-site inspection of the health care facility which is the subject of the complaint. within the time period determined pursuant to the following guidelines, which period shall commence on the date of receipt of the complaint:

(1) For nursing facilities, an on-site inspection shall be initiated as follows:

(a) Within two working days for a complaint determined by the department or committee to be an alleged immediate jeopardy situation.

(b) Within ten working days for a complaint determined by the department or committee to be an alleged high-level, nonimmediate jeopardy situation.

(c) Within forty-five calendar days for a complaint determined by the department or committee to be an alleged nonimmediate jeopardy situation, other than a high-level situation.

(2) For all other types of health care facilities, an on-site inspection shall be initiated as follows:

(a) Within two working days for a complaint determined by the department or committee to be an alleged immediate jeopardy situation.

(b) Within twenty working days for a complaint determined by the department or committee to be an alleged high-level, nonimmediate jeopardy situation.

(c) Within forty-five calendar days for a complaint determined by the department or committee to be an alleged nonimmediate jeopardy situation, other than a high-level situation.

Sec. 3. 2001 Iowa Acts, chapter 93, section 2, is repealed.

Sec. 4. **EFFECTIVE DATE.** The section of this Act repealing 2001 Iowa Acts, chapter 93, section 2, being deemed of immediate importance, takes effect upon enactment.

Approved April 20, 2007

CHAPTER 94

MIDWEST INTERSTATE PASSENGER RAIL COMPACT

H.F. 559

AN ACT relating to the midwest interstate passenger rail compact and providing an effective date.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. NEW SECTION. 327K.1 MIDWEST INTERSTATE PASSENGER RAIL COMPACT.

The midwest interstate passenger rail compact is enacted into law and entered into with all other states legally joining in the compact in substantially the following form:

ARTICLE I STATEMENT OF PURPOSE

The purposes of this compact are, through joint or cooperative action:

- a. To promote development and implementation of improvements to intercity passenger rail service in the midwest.
- b. To coordinate interaction among midwestern state elected officials and their designees on passenger rail issues.
- c. To promote development and implementation of long-range plans for high-speed rail passenger service in the midwest and among other regions of the United States.
- d. To work with the public and private sectors at the federal, state, and local levels to ensure coordination among the various entities having an interest in passenger rail service and to promote midwestern interests regarding passenger rail.
- e. To support efforts of transportation agencies involved in developing and implementing passenger rail service in the midwest.

ARTICLE II ESTABLISHMENT OF COMMISSION

To further the purposes of the compact, a commission is created to carry out the duties specified in this compact.

ARTICLE III COMMISSION MEMBERSHIP

The manner of appointment of commission members, terms of office consistent with the terms of this compact, provisions for removal and suspension, and manner of appointment to fill vacancies shall be determined by each party state pursuant to its laws, but each commissioner shall be a resident of the state of appointment. Commission members shall serve without compensation from the commission.

The commission shall consist of four resident members of each state as follows: the governor or the governor's designee who shall serve during the tenure of office of the governor, or until a successor is named; one member of the private sector who shall be appointed by the governor and shall serve during the tenure of office of the governor, or until a successor is named; and two legislators, one from each legislative chamber (or two legislators from any unicameral legislature), who shall serve two-year terms, or until successors are appointed, and who shall be appointed by the appropriate appointing authority in each legislative chamber. All vacancies shall be filled in accordance with the laws of the appointing states. A commissioner appointed to fill a vacancy shall serve until the end of the incomplete term. Each member state shall have equal voting privileges, as determined by the commission bylaws.